

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

BRIAN HUNSAKER, et al,

Plaintiffs,

v.

Case No. 23-cv-12145
Hon. Matthew F. Leitman

IMPERIAL BEVERAGE COMPANY,

Defendant.

**ORDER TERMINATING AS MOOT DEFENDANT'S MOTION TO
DISMISS COUNT II OF PLAINTIFF'S COMPLAINT (ECF No. 7)**

Defendant previously filed a motion to dismiss Count II of Plaintiff's Complaint. Plaintiff thereafter filed an Amended Complaint. Accordingly, the motion to dismiss Count II of the original Complaint is MOOT and, for that reason is **TERMINATED**.

IT IS SO ORDERED.

s/Matthew F. Leitman

MATTHEW F. LEITMAN

UNITED STATES DISTRICT JUDGE

Dated: February 2, 2024

I hereby certify that a copy of the foregoing document was served upon the parties and/or counsel of record on February 2, 2024, by electronic means and/or ordinary mail.

s/Holly A. Ryan

Case Manager

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